

8/23/04

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## UNITED STATES PATENT AND TRADEMARK OFFICE

AUG 20 2004

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/692,330	10/22/2003	Stuart Tugendreich	ICON-039/02US

23419  
 COOLEY GODWARD, LLP  
 3000 EL CAMINO REAL  
 5 PALO ALTO SQUARE  
 PALO ALTO, CA 94306

CONFIRMATION NO. 8575

## FORMALITIES LETTER



\*OC000000011743461\*

Date Mailed: 01/22/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

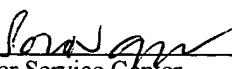
Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

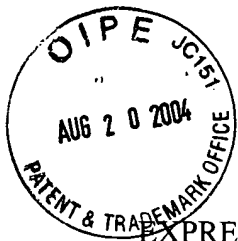
08/25/2004 EABUBAK1 00000113 10692330  
 385.00 OP  
 65.00 OP  
 01 FC:2001  
 02 FC:2051

*A copy of this notice **MUST** be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



EXPRESS MAIL NO.: EV380369740US

Date Mailed: August 20, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Stuart TUGENDREICH, et al.

Appl. No. 10/692,330

Filed: October 22, 2003

For: **RETICULOCYTE  
DEPLETION SIGNATURE**

Art Unit: 1614

Examiner: Not Yet Assigned

Attorney Docket: 03916.0003.NPUS00

Confirmation No.: 8575

**Response to Notice to File  
Missing Parts of Application**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the **Notice to File Missing Parts of Application--Filing Date Granted** dated March 31, 2004, Applicant(s) submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

- ☒ Copy of the Notice to File Missing Parts (2 pages);
- ☒ Original Declaration, executed by the inventor(s) (5 pages);
- ☒ Return postcard; and
- ☒ Our Check for \$1840.00 to cover:
  - \$ 770.00 Basic filing fee (37 C.F.R. § 1.27, small entity);
  - \$ 65.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16, small entity);
  - \$1,005.00 Extension for response within fifth month (37 C.F.R. § 1.17(a)(5), small entity);

08/25/2004 EABUBAK1 00000113 10692330

03 FC:2255

1005.00 OP


Repln. Ref: 08/25/2004 EABUBAK1 0013000200  
DAH:083038 Name/Number:10692330  
FC: 9204 \$385.00 CR

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number 03916.0003.NPUS00. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 08-3038 referencing docket number 03916.0003.NPUS00. A duplicate copy of this Response is enclosed.

Respectfully submitted,

Date: August 20, 2004



Adam K. Whiting (Reg. No. 44,400)

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